

1897-002 Chancery Causes: Ruthy L. Morgan, ^{widow} vs. H. F. Giles &
Lee Co. Cdn. of H. F. Giles & by vs. H. F. Giles &

Thompson, Edds, Beaty, Fulkerson, Martin, Dalton

CA Estate Dispute
T-Property

Will: 1891; James F. Giles: Lee County

-Deed

To the Honorable W. T. Miller Judge of The
Circuit Court of Lee County Va.
Humbly complaining Jamoratrix Ruthy L.
Morgan late widow of James Giles deceased
would respectfully represent and shew unto
your honor that her late husband James Giles
departed this life on or about the day
of 189- that her said husband was
in his lifetime seized and possessed in fee
simple of certain real estate, lying in the county
of Lee, near Rose Hill, bounded by the lands
of J. D. Morgan, Matilda Woodward and others
containing about 50 acres more or less and being
so thereof seized and possessed some time in
the year 189- departed this life intestate, leaving
Jamoratrix his widow, and R. H. Giles, Henry
Giles, Jesse Giles, Ganeta Giles Ed Maggie Giles. all
infants under the age of 21 yrs, his only children
and heirs at law - Jamoratrix alleges that her
husband before his death made a will by which
he bequeathed to Jamoratrix so long as she remained
unmarried, the whole of his real estate, and in the
event that she married he gave to his 5 children
of aforesaid, his said real estate, Jamoratrix states
that on the day of 189 she married
Patten M. Morgan and she is advised that by re-
marrying, by operation of law and the will of her husband
the said real estate passed to the heirs at law of James
Giles deceased, but that Jamoratrix is entitled to
her dower in said lands, An attested copy of
said will is here filed marked 'D' and ordered
to be treated as part of this bill, And Jamoratrix
further states, that the said real estate is, as she
believes, susceptible of partition amongst the parties

entitled thereto; but if it be not, then Janatrix
desires the same to be sold, and the proceeds distributed
amongst the parties, in proportion to their respective
interests therein, In tender consideration whereof
and for so much as Janatrix is unable in
the premises save by the aid of a court of Equity, where
matters of the kind are alone and properly cognizable
Janatrix prays that the said R. H. Henry, Jesse
Garrett & Maggie Giles be made parties defendant
to this bill, and required to answer the same but
not on oath, that being waived, that a proper
guardian ad litem, be assigned the infant
defendants, to defend their interests in this suit,
that Janatrix have her dower assigned to her
out of the lands of said, that the residue of said
real estate be divided between the parties afore-
mentioned entitled thereto, And in case the said
real estate be indivisible, that the same be
exposed to sale, and the proceeds thereof be
distributed among the parties entitled thereto
that proper process may issue and that such
other further and general relief may be afforded
Janatrix as the nature of her case may
require, or to equity shall seem meet, And
Janatrix will ever pray etc

M. 4. Ely. p. q.

Ely -

Mar 16. 1897

Pleffo Costs

Clerk 9.12

S 2.00

Tax 1.80

atty 15.00

\$27.62

Ruthy L. Morgan Off

vs Bill in Chancery

H. F. Giles et als.

1895: 1st Oct rules
bill filed + D + A

" 2nd Oct rules D + A
Conf'd + Cause set

for hearing
" James W. Orr, appointed
C. S. L. for the defendants
and his ans filed.

\$1.50
15.00
5.00
1.50
15.00
38.00

To the Honorable W. T. Miller Judge of the Circuit
Court of Lee County.

Humbly complaining, sheweth unto your honor
your orator S. E. Thompson Guardian of R. F. Giles
Henry Giles, Jesse Giles, Samett Giles and Maggie Giles
infant children of James Giles deceased that the said
infants are seized in fee simple of a certain tract of
land lying in the county of Lee containing by actual
survey bounded by the lands of Matilda Woodward, J. D.
Morgan and others and is known as the John Woodward
land, and was willed by James Giles dec. to Pruthy L
Giles his wife until her marriage again, and then to
his children, a copy of said will is here filed and made
part of this bill, marked "A"

*Now your orator is advised, and therefore alleges
that the interest of the said infants will be greatly
promoted by the sale of the said land, that the greater
portion thereof is chond lands and worn out, and the
said land lays in a narrow strip not more than 10 poles
wide and extends from the top of the Chestnut Bridge
to the top of the Poor valley Bridge, that the fencing and
buildings are becoming dilapidated, and annually
deteriorating in value from neglect, abuse and no
timber on the lands to keep up the fencing with-
that the interest on the money for which the land
would sell would exceed the rent of the land,
that the infants aforesaid have no other estate than
this, and have no means of cultivating the land, and that
in consequence of their limited, if not impoverished,
circumstances and of their tender years, it is all
important that their estate should be made as avail-
able as possible, so as to provide for their education
and support, that their Father's brother John Giles
is the only heir of the said infants, in the event of

* your orator alleges that R. F. Giles is 16 years old that
Henry Giles is 14 years old, that Jesse Giles is 11 years old
that Samett Giles is 9 years old, that Maggie Giles is 6 years old.

deaths, their mother, ^{now} Phuthy L. Morgan joins in the prayer
of your orator and alleges that it is to the interest of
the aforesaid infants for their lands to be sold and
also your honor to construe the will of her late
husband and say whether or not she is entitled
to any dower in said lands - and if so prays that
the whole of said land be sold, and that she is willing
to take her dower in money out of the fund arising
from the sale of the land, ⁴⁴ Forasmuch, therefore, as your
orator is without remedy at Law, and can only
have relief in ^{account} equity, where such matters are exclusively
cognizable and relievable to the end therefore etc
he prays that the said Henry Giles, R. F. Giles, Jesse Giles,
Garrett Giles and Maggie Giles and John Giles
the first five infants under the age of 21 years, may
be made defendants to this bill, and that they, by
a guardian ad-litem to be assigned them, and such
of them as are over fourteen years of age, in their own
proper persons, be required to answer the several allegations
of this bill as fully and particularly as if specially
interrogated thereto, and that your honor will decree
the sale of the said land, and the investment of the proceeds
upon such terms and conditions, and in such manner
as will best promote the interests of your orator's
said wards, and will grant unto your orator such
other and further relief as may be consistent with
equity, and the case may require. May it please etc
and your orator will ever pray etc

M. G. Ely Jr.

Virginia Lee County to wit: -

This day S. E. Thompson Guardian for, R. F. Giles, Henry Giles, Jesse
Giles, Jesse Giles and Maggie Giles personally appeared before me
Notary Public for the County of aforesaid and made oath
that the several allegations in the foregoing bill he believes
to be true, Given under my hand this 9th day of May 1896.

H. C. Richmond, J. N. P.

Mar 1897

Pelffs Costs

Clerk 8.98

Tax 1.50

Shoff 1.00

Atty 15.00

C & C 1.50

Ly A & L 5.00

Estimate 5.00

\$36.98

S. E. Thompson Guardian etc

vs $\frac{1}{2}$ & $\frac{1}{2}$ Bill in Chancery -

H. F. Giles et al - Deft

To the Hon W. T. Miller Judge of the Circuit Court
of Lee county.

The answer of R. H. Giles, Henry Giles, Jesse
Giles, Garrett Giles and Maggie Giles to a bill
filed in this honorable Court against these
respondents and others, by Rutha L Morgan.
These respondents say that they are of tender
years, and are advised of no defense that
they should make against the objects of
plaintiffs bill, but they being advised that
Courts of equity are the peculiar guardians
of infants, they beg to place their interests
in your honor's hands, And now having
answered they pray to be hence dismissed
with their reasonabls.

R. H. Giles.

Henry Giles.

Jesse Giles.

Garrett Giles.

Maggie Giles.

By James W Orr, their Guardian
ad litem.

R. H. Giles et als
ad³ Sub by G. A. L.

Ruthy L Morgan.

Filed at 1st Ct Rules

1895-

A B Munsey Clerk

S. E. Thompson Guard. Plff- } To the Hon
vs. } In Chancery } W. T. Miller Judge
R. F. Giles et als. Defts. } of the circuit court of Lee
The ~~joint~~ answer of R. F. Giles & Henry Giles
infants under the age of twenty one years and
over fourteen years, to a bill of complaint
exhibited against them and others in the circuit
court for the county of Lee by S. E. Thompson
Guardian etc.

The respondents assuming to themselves the benefit
of all just exceptions to said bill, for answer thereto
as to so much thereof as ^{they are} advised that it is
material ^{they} should answer, answering ^{they} say
That ^{he is, an} ~~they are~~ infants of tender years, and by reason
of ^{their} ~~their~~ infancy, ^{are} ~~are~~ incapable of understanding, or
taking care of ^{their} ~~their~~ rights and interests, ^{they} ~~they~~ therefore
commend ^{themselves} ~~themselves~~ and ^{their} ~~their~~ rights and
interests to the protection of the court, and
prays that no decree may be pronounced
which will tend to ^{their} ~~the~~ prejudice.

And having fully answered, the said respondents
prays ^{to be} ~~they~~ hence dismissed with their reasonable
costs in this behalf expended, and ^{he} ~~they~~ will
ever pray etc.

attest, W. L. Smith, Henry Giles.
mark

M. H. Willson

Sworn to before me, by R. F. Giles, this Nov. 21st. 1896

M. H. Willson

S. E. Thompson
vs. { answer of
M. H. Ed. Henry Gile
M. H. Gile et al

Filed February 8th 1896
A. B. Munsey Clerk

Answer to before me by Henry Gile Feb 8th
1896.
Mr. H. Ed. M. P.

In the *Circuit* Court of the County of *Lee*, Va.:

The answer of *Henry Giles, A. F. Giles, Jesse Giles, Garrett Giles & Maggie Giles*

infants under the age of twenty-one years, by *James W Orr* (a discreet and competent attorney at law), their guardian *ad litem* assigned to defend them in this suit, and the answer of the said *James W Orr*, guardian *ad litem* of the said infant defendants, to a bill of complaint exhibited against the said infants and others by *S. E. Thompson* Guardian *vs* in the *Circuit* Court of the County of *Lee*,

For answer to the said bill the said infant defendants by their said guardian *ad litem* answer and say that being of tender years they do not know what their true interests are in relation to the subject matter of the said bill, nor do they know whether the statements therein contained are true or not. They confide the protection of their interests therein to the care of the court. And the said guardian *ad litem* of the said infant defendants for answer to the said bill answers and says that he knows nothing as to the truth or falsity of the statements in the bill contained. He prays full protection for the infant defendants. And now having fully answered, these defendants pray to be hence dismissed with their costs, etc.

Henry Giles.
A. F. Giles.
Jesse Giles.
Garrett Giles.
Maggie Giles

By

James W Orr.
Guardian *ad litem*.

James W Orr.

} Guardian *ad litem* of the said infants.

STATE OF VIRGINIA,

County of *Lee* } ss.

Sworn to before me in my County aforesaid by *James W Orr.*
guardian *ad litem* as aforesaid, this the *7th* day of *Nov* A. D. 189*6*.

W. H. Orr

, N. P.

J. E. Thompson Guardian

vs.

ANSWER OF INFANT DEFENDANTS BY
THEIR GUARDIAN AD LITEM, AND
ANSWER OF THE GUARDIAN AD
LITEM FOR THE INFANTS.

R. F. Giles et als.

Filed *Nov 7th* 1896.

S E Thompson Guard & Piff
vs.
H F Giles & others Defts } M. G. Ely

This cause came on this day to be finally heard on the papers heretofore read in the cause, and the further report of Special Const. M. G. Ely filed in the cause this day, showing that he had pursuant to a decree entered in the cause on a former day of this term, made, signed and acknowledged for record a deed by which he had conveyed to John D. Morgan the tract of land in the bill and proceedings mentioned with covenants of Special Warranty, and was argued by counsel, and the said report and deed being unexcepted to, on consideration whereof it adjudged ordered and decreed that said report and deed be and the same are hereby approved and confirmed, and the clerk of this, will deliver to the clerk of the County Court said deed for recordation, and no further action being necessary in the cause, the parties are hence dismissed and this cause and the cause of Ruth L. Morgan against H. F. Giles & others are Stricken from the docket.

S E Thompson Guard

as { Decent to final

H F Gales & others

Eu. C. O. B. No. 6 p. 82.

Entered this
Nov. 10 1897

M L M
"

S. E. Thompson Guard & Peff }
 vs } In Ely
 H. F. Giles & others Defts }

This cause came on again to be further heard on the papers
 formerly read in the cause and the further report of M. G. Ely
 Special Const. dated and filed in the cause at the present
 Term, showing that he had collected from John D. Morgan the sum
 of \$444.04 being the balance of the purchase price of the land sold
 in this cause on the 19th day of April 1897, and that said Const.
 Ely had paid over the same sum of money to the Peff - S. E. Thompson
 as guardian for H. F. Giles Henry Giles, Garrett Giles, James Giles⁴ Maggie
 Giles⁵ ~~John Giles~~ as shown by his receipt filed with said Report, and
 that the said John D. Morgan is now entitled to a deed of conveyance
 on the part of said infants for the tract of land purchased by him
 in the cause, and was argued by counsel, on consideration of
 which and the said report being unaccepted to. It is adjudged
 ordered and decreed that said report be and the same is hereby
 approved and confirmed, and M. G. Ely is hereby appointed an
 Special Const. for the purpose, and he is directed to convey by proper
 deed on the part of said infants defendants ~~the~~ to John D. Morgan
 the tract of land conveyed by John G. Farley wife to James P. Giles
 and he will convey the same by the proper and lawful set out in
 the said deed of conveyance, and he will report his actions to the
 Court, and until the coming in of such report the cause is continued

S E Thompson Guard

as { Dec 10 4

H. F. Giles et al

Ex. C. O. B. No. 6 p. 76

Entered This
Nov 9th 1897

M. J. M.

S. E. Thompson Guardian ^{vs} H. F. Giles & others

Plffs } In bly
Dfts }

This cause came on again to be further heard this day on the papers formerly read therein, and the report of Com. M. G. Ely dated and filed in the cause Oct 29 1897 showing that the plaintiff as Guardian for his wards - the Giles infants, had given a good and solvent bond to account for all money received by him for his said wards, and was argued by counsel, and the said report being accepted to, on consideration whereof It is adjudged ordered and decreed that said report be confirmed, and pursuant to a suggestion contained in said report. It is further adjudged ordered and decreed, that the plaintiff as such guardian do receive of John D. Morgan the purchase price of the land sold in this cause, and that he loan out the same to solvent parties for the benefit of his said wards, taking good security therefor and the fact of payment will be reported to the court, and the cause is continued.

S E Thompson Guard

as. } Decem No 3

H F Giles tal

Ew C. O.B. No. 6 p. 66

Enter this
Nov 4 1897

Mr. [illegible]

S. E. Thompson Guar, Plff.
vs. ~~E. E.~~ In Chancery —
R. F. Giles et al. Defs.

This cause came on this day to be heard upon the papers formerly read in the cause the report of sale of Commissioner M. H. Ely and was argued by counsel.

On consideration of which, said report having been filed more than ten days before the first day of this term of court, and not being excepted to, the court doth approve and confirm said report, And it is further ordered and decreed that M. H. Ely Commissioner disburse the costs in his hands not heretofore disbursed to the officers entitled thereto and he will collect the purchase money as it become due, and when fully paid he will execute to the purchaser a deed with covenants of special warranty, And report his action to the next term of this court And the Cause is continued,

S.E. Thompson Guard -
No. 11 Decree -
R. H. Gibbs et al -

C.O.B. p. 585-6

Enter this

W. J. M.

June 8th. 1897 -

Ruthy L. Morgan Stff.

vs.

R. H. Giles et als Defts.

&

S. E. Thompson Guardian for the

vs.

R. H. Giles et als. Defts

In Chy -

These two causes came on this day to be heard together, upon the papers formerly read in the first styled cause, and the Bill of Complainant and exhibits filed therewith the answers of R. H. Giles, and Henry Giles infants ^{in their own proper persons,} over the age of 14 years, the answer of the Guardian ad-litem James W. Orr, for the infant defendants and depositions of witnesses and general replication thereto in the second styled cause and was argued by counsel. On consideration of which, it appearing that the order of publication has been duly posted and published against the non-resident defts. John Giles, and it appearing to the court that the interests of the infant defendants will be promoted by a sale of the lands in the bill and proceedings mentioned, It is therefore adjudged, ordered and decreed that M. G. Ely who is hereby appointed a special commissioner for the purpose, do ~~ascertain~~ advertise and sell said lands, after having duly advertised the same by written notices posted ~~at~~ the front door of the court-house of Lee County and in the vicinity of said lands for at least

30 days, ~~he will make said~~ ^{sale} at the front door
of the Court house on some court day, said
sale will be made on a credit of one and two
years, except the costs ^{said last above styled} of suits and commissions
of sale which will be required paid down,
and for the deferred payments said com-
missioners will take bonds payable to
himself with approved security, but said
commissioners before performing the duties
required of him by this decree will execute
bond before the clerk of this Court in the
sum of \$500. conditioned according to law-
and it is further adjudged ordered and
decree that the Plaintiff Ruthy L. Morgan in
the first styled cause is not entitled to
down in said tract of land she having
taken under the will- and not renouncing
it in the time required by law ^{this cause is dismissed at her suit} Said
Commissioners will report his action
to the next term of this Court and the
cause is continued

Ruthy L. Morgan Pff

vs. $\left\{ \begin{array}{l} \text{Deere} \\ \text{Deere} \\ \text{Deere} \end{array} \right.$

R. F. Gibs et al

S
S. E. Thompson Guar

vs. $\left\{ \begin{array}{l} \text{Deere} \\ \text{Deere} \\ \text{Deere} \end{array} \right.$

R. F. Gibs et al,

Eu. C. B. p. 568.

Enter this March
9th 1897 W. L. M.

March, 9th 1897

Arthur L. Morgan Plff
vs
H. H. Giles et al, Dft.

This Cause came on this day to be heard upon the papers formerly read in the cause and the depositions of witnesses and was argued by Counsel for the Plaintiff

On consideration of which the court doth adjudge order and decree that M. V. Ely who is hereby appointed a commissioner for the purpose, do proceed, after having advertised the time, place and terms of sale by written notice posted at the front door of the Court house of Lee County and in the vicinity of said land for 30 days, to sell the real estate, in the bill and proceedings mentioned, of which James H. Giles died seized and ^{subject to the widows dower} possessed, consisting of a tract of land of about 50 acres in the County of Lee at public auction, in front of the Court house of the county of Lee, on some Court day, upon the following terms, costs of suit and commission of sale cash in hand, balance on a credit of one or two years from day of sale, taking from the purchaser bonds with good personal security, for the deferred payments, But before performing the duties of this decree he will execute bond before the clerk of this Court, in the sum of \$500. conditioned according to law ~~and the cause~~ he will report his action to the next term of the Court and the Cause is continued,

Ruthy L. Morgan Prof.
vs. ^{Ex} Decm
H. H. Giles et al. def.

O. B. P. 371

Enter this

N. L. M.

March 8th. 1896 -

Pruthy L. Morgan Plff.

vs.

H. F. Giles et als.

Decree No. 1

This cause came on this day to be heard upon the bill of complaint, the answer of the infant defendants, by James M. Orr, their guardian, ad litem with replication thereto, and was argued by counsel. On consideration whereof the court doth order that C. C. Elliot, John D. Morgan and A. H. Futherson, who are hereby appointed commissioners for the purpose, having been first duly sworn, do proceed to lay off and divide the real estate, of which James H. Giles died seized and possessed, consisting of a tract of land in the County of Lee, containing about 50 acres, adjoining the lands of Matilda Woodward, J. D. Morgan et als. They will first lay off and assign to the plaintiff her share in said tract and divide into five equal parts, having regard to quality and quantity, and assign one fifth part to each of the children of the said James H. Giles deceased, namely; to H. F. Giles one fifth part; to Henry Giles one fifth part; to Jesse Giles one fifth part; to Garrett Giles one fifth part to Maggie Giles one fifth part. But if the said commissioners should find it impracticable to divide the said land among the aforesaid parties, or should be of opinion that the interest of the said parties would be more promoted by a sale of the same, in such case

They are required to report the facts, upon which
their opinion is based, to the court, and also what
in their opinion, is the fee simple value of the
whole of the real estate, of which James H. Giles
died seized and possessed; and in either case
they are required to report their proceedings
under this order to the court, and the cause
is continued.

Arthur L. Morgan

no. 1
H. F. Gies et al.

H. F. Gies et al.

O.P. 266

Enter this.

H. F. Gies

Nov 12th, 1895

The Depositions of W. H. Edds - and others, taken on the 4th day of
March, 1896, before H. C. Joslyn a Justice for Lee County
State of Virginia
~~a Commissioner in Chancery of the Chancery Court of the City of Richmond~~, at his office, No. _____
in the ~~City of Richmond~~ State of Virginia, to be read as evidence in a certain
suit depending in the said court, under the general style of Ruthy L. Morgan,
~~Guardian, etc.~~, vs. H. F. Giles & ~~et als.~~ and referred to the said commis-
~~sioner for certain inquiries, accounts and report.~~

Present, Mr. M. G. Ely, } Counsel for the complainant and the ~~adult~~
~~defendants.~~

Mr. _____, } Counsel for

Mr. James W. Orr -, } Guardian ad litem of the infant defendants.

W. H. Edds -, having been first duly sworn, deposeth as follows, to-wit:

1st Question by Mr. M. G. Ely —, counsel for the complainant, etc.

State your age, residence and occupation?

Answer: age 34, Jonesville Va, publisher of Lee Co., Republican

2. State whether or not you are acquainted with the real estate belonging to the infant defendants, described in the bill: if yea, how long you have known the same and what have been your opportunities for knowing the same: what is the fee-simple and annual value thereof?

Answer: I am acquainted with the said real estate, having known the same for 18 years.

It consists of fifty or sixty acres, went to school near
this property and have visited at Woodward's frequently,
as to the value of same per acre, cannot say but am confident
that the same is more valuable taken as a whole than were it to be
divided,

3. State whether or not, in your opinion, the interests of the infant owners will be promoted by a sale of the same and an investment of the proceeds in other property. Will the interest of any person be violated by a sale and an investment of the proceeds?

Answer: I think their interests will be promoted by a sale, for the reasons that the said
land will bring more money sold as a
whole than if sold in parcels, as to the interest
of the parties, we think not,

Ques. with your knowledge of said tract of land do you or not think it would be practicable ^{for convenient} to partition said land? And if not why not?

Ans. I don't think it would. The strip of land is narrow and to cut it up into several parts it would not be worth much. And further this deponent with nat.
W. H. Eads,

P. B. Beatty another witness of lawful age being introduced by plaintiff deposes and says:

Ques. Please state your age, residence and occupation.

Ans. I am 58 years old. A Farmer.

My residence is Boon's Path Lee Co Va

Ques. Are you acquainted with lands owned by J. H. Gibbs at the time of his death and if so what have been your opportunities for knowing the same and how long have you known the same? What is its value and rental value for you?

Ans. I am acquainted with said lands have known it twenty or twenty five years. I live perhaps 2 1/2 miles from said lands. I think the land is worth \$8.00 per acre, and would

think the place would rent for
about thirty dollars per year.
ques. State whether or not in your opinion
the interest of the infant defendants would
be promoted by a sale of the same, and would
the interest of any party be violated.

Ans. I think their interests would be
promoted by a sale of the land.

ques. State whether or not you think it practicable
or convenient to partition the said ^{land} into five
parts and if not why not?

Ans. I don't think it would be either
practicable or convenient to partition
the land, it is so very narrow, and
such a small quantity of the land.
And further this deponent sooth not.

R. B. Beaty.

Virginia Lee County Court:

I Henry C. Foslyn a Justice of the
Peace in and for the County aforesaid
do hereby certify that the foregoing
depositions of Wm H. Edds and
R. B. Beaty were duly taken, sub-
scribed and sworn to for the
purposes in the caption mentioned.
Given under my hand this
4th day of March 1896.
Henry C. Foslyn J.P.

Ruth L. Morgan

vs.

}

DEPOSITIONS.

H. F. Giles et als.
Received from H. F. Joslyn
they before whom taken
Filed March the 4th
1896
A. B. Munsey Clerk

J. P. Lee 75

The Depositions of W. C. Faulkerson and others, taken on the 21st day of
Oct, 1896, before H. C. Joslyn a Justice of the Peace
a Commissioner in Chancery of the Chancery Court of the City of Richmond, at his office, No. the office
of Orn & Blankenship, in the Town of Jonestown City of Richmond, State of Virginia, to be read as evidence in a certain
suit depending in the Circuit of Lee County court, under the general style of S. E. Thompson,
Guardian, etc., vs. H. F. Siles et als: and referred to the said commis-
sioner for certain inquiries, accounts and report.

Present, Mr. M. C. Ely, } Counsel for the complainant and the adult
defendants.

Mr. _____, } Counsel for

Mr. J. W. Orr, } Guardian ad litem of the infant defendants.

W. C. Faulkerson, having been first duly sworn, deposeth as follows, to-wit:

1st Question by Mr. M. C. Ely, counsel for the complainant, etc.

State your age, residence and occupation?

Answer: I am 37. Reside at Rose Hill Va. Farmer

2. State whether or not you are acquainted with the real estate belonging to the infant defendants,
described in the bill: if yea, how long you have known the same and what have been your opportunities for
knowing the same: what is the fee-simple and annual value thereof?

Answer: I am acquainted with the said real estate, having known the same for 30 years.

It consists of a part of the old Nathan Morgan Farm.

It is a narrow strip running North and South
across Powell's Valley from Chestnut Ridge
to Poor Valley ridge, and contains about
fifty acres. I now live within one and a half miles
of it, and have lived within 4 miles of it all my life.
It is worth about \$800.00 and will rent for about \$40.00 per year.

3. State whether or not, in your opinion, the interests of the infant owners will be promoted by a sale
of the same and an investment of the proceeds in other property. Will the interest of any person be vio-
lated by a sale and an investment of the proceeds?

Answer: I think their interests will be promoted by a sale, for the reasons that the land

is going down every day - and it is such
a narrow strip. That if it was to be divided
it would be such a little each heir, and
laying as it does it would be worth very
little to anybody. I don't think the interest

of anybody would be violated. but I do think that the interest of the infants would be promoted by the sale of the land.

And further This deponent soith not.
Witness Cloins 1 day .50 cts W. L. Fullerton

William Martin another witness of lawful age being duly sworn deposes as follows.

1st ques. What is your age, Residence and Occupation
Ans. I am 55. Reside at Rose Hill Va. a Farmer.

2nd ques. State whether or not you are acquainted with the Real Estate belonging to the infant defendants, described in the bill. if so, how long have you known the same, and what have been your opportunities for knowing the same.
What is the fee-simple and annual value thereof.

Ans. I am acquainted with the land. I have known it about 15 years. I now live within one mile of the land, and lived for two years within 200 yards of it. The land is worth about \$600.00 and it would rent for \$30.00 or \$35.00 a year. This land is very much out of repair, has been Corned a good deal, and two fields have been abandoned as far as Cropping is concerned.

3^d question. State whether or not in your opinion, the interests of the infant owners, will be promoted by a sale of the said land, and an investment of the proceeds, in other property or put to interest, will the interest of any person be violated by a sale and investment of the proceeds.

Ans. I think it would be to the interest

of the infants, if the land was sold, because they have derived no benefit from it as I am informed since their father's death. The fencing is going down and there being no timber for fencing on the place it would be expensive to keep it up. This land lies in a narrow strip from the top of Poor Valley ridge to the top of Chestnut ridge. I think there is about fifty acres of the land, it is about one half of a mile long, and very narrow. I don't think any-one would be injured by a sale of this land, but I think the infants would be benefitted by a sale of the land, and re-investment of the proceeds.

And further this deponent soith not.
Witness claims
1 day .50 cts.

Wm. Martin

L. W. Bolton, another witness of lawful age being duly sworn deposes as follows.

1st ques. State your age, Residence and Occupation
Ans. I am 32 years old. I live at Gibbons Station Lee Co Va. I am a Merchant.

2^d ques. State whether or not, you are acquainted with the Real Estate belonging to the infant dependants, described in the bill, and if so, how long have you known the same.

Ans. I am acquainted with said land, and have known it about 8 years. I attended school at Rose Hill about five years, right at the land, and saw it and passed through it often. It is a narrow strip running north and south, across Pommells Valley, from one

ridge to the other.
3^d ques. What do you consider the free-simple & rental value of said land?

Ans. The land would be worth \$400.00 to a man that owned land adjoining it. and I should think \$25.00 would be all it would rent for per year, in its present condition, from the fact that the fencing is poor, and the land has been abused.

4th ques. State whether or not, in your opinion, the interests of the infant owners, would be promoted by a sale of said land, and an investment of the proceeds in other property, or put to interest, with the interest of our person be violated by a sale of said land.

Ans. I think the interest of the infants would be promoted by a sale of the land, because the land is going down, and depreciating in value. In my opinion no person would be damaged by the sale of this land, and the infants would be benefitted.
And further this deponent soith not.

Witness. Claims 1 day. 50 cts

G. W. Dalton

Form 48 G.

J. E. Thompson Guardian

DEPOSITIONS. W. C. Fulkerson, William Martin & G. W. Dalton, et als.

Received from J. E. Thompson the O. P. before whom taken and filed Oct 22nd 1896
A. B. Murray Clerk

Cor. G.

Witnesses

J. P. Free

1.50

1.50

Virginia Lee County To wit:

J. B. C. Joslyn, a Justice of the Peace, in and for the County, and State, of the said do hereby Certify That the foregoing depositions of W. C. Fulkerson, William Martin and G. W. Dalton were duly taken, subscribed, and sworn to before me, for the purposes, and at the time in the Caption mentioned, given under my hand this 21st day of Oct 1896.
J. B. C. Joslyn J. P.

Virginia

At a circuit Court continued and held
for Lee County at the Court house thereof
on Wednesday the 10th day of March 1897.

Ruthy Morgan

Plff

vs

R. F. Giles et al

Deft

and

S. E. Thompson & for Plff

vs

R. F. Giles et al

Deft

In Chancery

These two Causes came on this day to
be heard ^{together} upon the papers formerly ^{read} in the
first styled Cause and the bill of complain-
ant and exhibits filed therewith the answer
of R. F. Giles and Henry Giles infants over
the age of 14 years in their own proper person
the answer of the Guardian ad litem James
W. Orr for the infant defendants and depo-
sitions of witnesses and general replication
thereto in the second styled Cause and was
argued by Counsel. On consideration of
which it appearing that the order of publication
has been duly posted and published against
the non resident defendant John Giles and it
appearing to the Court that interests of the in-
fant defendants will be promoted by a sale
of the lands in the bill and proceedings mention-
ed; It is therefore adjudged ordered and de-
creed that M. G. Ely who is hereby appointed
a Special Commissioner for the purpose do
sell said lands after having duly advertised

the same by written notices posted on the front door of the Court-house of Lee County and in the vicinity of said land for at least 30 days at the front door of the Court-house on some Court day. Said Sale will be made on a credit of one and two years except the costs of said last above Styled Cause and Commissions of Sale, which will be required paid down, and for the deferred payments said Commissioner will take bonds payable to himself with approved security, but said Commissioner before performing the duties required of him by this decree will execute bond before the Clerk of this Court in the sum of \$500.00 Conditioned according to law, and it is further adjudged ordered and decreed that the plaintiff Ruthy Morgan in the first Styled Cause is not entitled to dower in said tract of land she having taken under the will and not renouncing in the time required by law the same is dismissed at her costs. Said Commissioner will report his action to the next term of this Court. And the Cause is Continued,

A Copy; Leste A B Munsey Clerk

To the Honorable W. T. Miller Judge of the circuit
court of Lee County, Va.

Your undersigned Commissioner ~~has~~ leave to
report that pursuant to the terms of a decree
entered in the chancery causes of Prithy L. Morgan
vs. R. F. Giles et al, Ed S. E. Thompson Guardian & vs.

R. F. Giles et al, entered on the 10th day of March 1897
an attested copy of which is filed herewith.

I proceeded on the 19th day of April 1897 to perform
the duties of said decree, after having advertised the
time terms and place of sale for 30 days, by written
notices posted as required by said decree, And on the
aforesaid day I sold the lands described in said bills
and proceedings at public Auction to the highest bidder
at which sale John D. Morgan became the purchaser
at the sum of \$500. he being the highest and best
bidder, Said purchaser complied with the terms of sale
by paying your Commissioner the sum of \$70²⁸ that-
being the amount of costs of suit, commissions of sale,
and taxes due on said land, which taxes the purchaser had
previously paid to the Treasurer, the receipts of which are filed
herewith, ~~you~~ and executed his note with Henry
J. Morgan security for the sum of \$434⁷² payable
in one and two years in equal installments bearing
interest from date, Your Commissioner has disbursed
the most of the costs and has receipts for the same, to the
officers entitled thereto, Said lands in the opinion
of your Commissioner brought a fair and
reasonable price, and he therefore recommends a

confirmation of said sale, Your Commission
would further report that the purchaser expressed
a desire to pay the whole of the deferred payments
as soon as the sale is confirmed, which Your
Commission recommends that he be allowed
to do, all of which is respectfully submitted.
This April 21st 1897.

M. G. Eddy
Commissioner

S. E. Thompson Guardian
vs. E. E. Report of sale —

R. H. Gibbs et al —

Filed May the 1st 1897
A. B. Munsey Clerk

Mr. *James Giles Est Rose Hill* District.

No. *1*

To **W. E. WYNN, Treasurer of Lee County, Virginia,** Dr.

No. P	No. L	1895	State Tax 30 cts. on \$100	Sta'e sch'l tax 10 cts on \$100	Co. Levy 40 cts. on \$100	Road tax 20 cts. on \$100	Co. Sch'l tax 10 cts on \$100	Dis. Sch'l tax 10 cts. on \$100	TOTAL AMT. OF TAXES.
		Val.							
Head Tax			\$1 00		50				\$1 50
Per. Prop. No. 2 Tracts									
50 Acres	220		66	22	88	44	22	22	2 64
Lots									
TOTAL									2 65
5 per cent pen'ty									15
									2 78

Dec 28 1896
Received Payment *W E Wynn* Treasurer.

J. Linn

Tax Receipt

1886

\$5.56

277
178

515.5

✓ 515.5
343
172

Mr. *James Giles est* Rose Hill District. No. 1
 To W. E. WYNN, Treasurer Lee County, Virginia, Dr.

No. P	No. L	1896	State Tax 30	St'e sch'l tax	Co. Levy 40	Road Tax 20	Co. sch'l tax	Dis Schl tax	TOTAL AMT.
<i>10</i>	<i>14</i>	<i>175</i>	cts. on \$100	10 cts on \$100	cts. on \$100	cts. on \$100	10 cts on \$100	10 cts on \$100	OF TAXES.
Head Tax	Val.		\$1 00		50				\$1 50
Per. Prop.									
No. <i>2</i> Tracts									
<i>50</i> Acres	<i>220</i>	<i>60</i>		<i>22</i>	<i>88</i>	<i>44</i>	<i>22</i>	<i>22</i>	<i>264</i>
Lots									
TOTAL									<i>264</i>
5 per cent pen'ty									<i>15</i>
									<i>279</i>

Dec 28 1896
 Received Payment *W E Wynn* Treasurer.

J. Giler

Tax. Receipt

1896

\$5.56

S E Thompson Guardian &c. Pff.

vs.

H. F. Giles & others

Defts

In Chy,

To the Hon W J. Miller Judge of the Circuit Court
of Lee County Virginia;

The undersigned Court begs leave to report, that the sale
of the infants land in this cause, made by him on the 19th
day of April 1897. was confirmed and approved by your Honor
by a decree entered in this cause on the 8th day of June 1897

The Pff S E. Thompson as Guardian for the 6 infant Giles
children has given bond before the County Court of Lee County
in the sum of \$1200- for the faithful discharge of his duty as
such Guardian with Dr John D Morgan as his security, and
this bond is as good as such can be made. The said John D.
Morgan became the purchaser of the infants lands sold in this
cause on the 19th day of April last, and he now wants
to pay the balance of the purchase price of the same not paid
on the day of sale as cost and commission, Your Court
therefore suggests that the said John D. Morgan be authorized and
directed to pay the said purchase price of said land to the said
Pff as the guardian for said infants, and that said plaintiff be
directed to receive the same and loan it out for the benefit of
his said wards

Respectfully submitted

M. G. Ely.

Clerk

Oct 29 1897.

S E Thompson Guard &c

as } Land's Dept - Report

H. F. Giles & others

Filed Oct 29th 1897.

A B Munsey Clerk

Confirmed by Deem No 3 Nov 4/97

S E Thompson Guardian of

vs.

H F Giles others

Deft

In Play.

As Guardian for H F Giles Harry Giles,
Garrett Giles, Jesse Giles, Maggie Giles.
~~John Giles~~ infant defendants in this cause.
I have this day received of H G Ely the
Court who sold the land in the above styled
cause, the sum of Four Hundred and
Forty four dollars & 4. cents being the
balance in full of the purchase money
for which the land of the infants sold.

S. E. Thompson Guardian

Nov 9 1897.

S. E. Thompson Guardian & Poff }
vs } In Chy
H. F. Giles & others. } Defts

To the Hon. W. J. Miller Judge of the Circuit Court
of Lee County Virginia

The undersigned Court who sold the infants land in this
cause on the 19th day of April 1897. Begs leave to report
that since the decree entered in this cause at the present
Term of Court. John D. Morgan the purchaser of said land,
has lifted his note of \$429.72 given for the balance of the purchase
price was amounting to \$444.04 and pursuant to the last
order entered in the cause, I have paid over to the plaintiff
as guardian for said infants said sum of \$444.04 which is the
entire purchase price for said land as will be seen by his receipt
to me as Court for said sum herewith filed as part of this report.

The said John D. Morgan is therefore entitled to a deed of conveyance
from the Court of said infants for the tract of land sold in this
cause and the same is correctly described in the original
deed of John B. Farley wife to James P. Giles dated Augt. 16 1890
and filed in the cause.

Respectfully Submitted
M. G. Ely - Clerk
Nov. 9 1897

S E Thompson Grand

vs { Cont. Refused Receipt & disbursements

H. F. Giles & others

Filed in Court Nov 9th 1897

A B Munsey Clerk

Cause by Decree 14 Nov 9/97

S E. Thompson Guardian of Peff }
vs. } in Ely
H F. Giles others Defts }

To the Hon W. J. Miller Judge of the Circuit Court
of Lee County Virginia

Pursuant to your decree entered in this cause on a
former day of the present Nov. Term I have made & acknowledged
for record a deed of conveyance by which I as Special Com. have
conveyed on the part of the infant defendants the tract of land
in the Peffs Bill and proceedings mentioned to John D. Morgan
according to the notes and bounds set out in the deed referred to
with covenants of Special Warranty, and the same is herewith
submitted for your inspection and approval

Respectfully Submitted

W. S. Ely. Special Com.
Nov 10. 1897

S E Thompson Guards

as { Capt. Refect of Deck

H F Giles to the

Filed Nov June 1897

Conf. by Dec 10 5 Nov 10/97

I James P. Giles of the County of Lee and
State of Va. do this day make my last will and
testament, First, I will and bequeath to my
wife Ruth L. Giles all my personal and real
Est. (after my funeral expenses and debts are paid)
that is so long as she remains a widow, ~~in the event she remains a widow~~, in the event
she marries then I direct all my estate to be
equally divided my children. I furthermore
direct my executors to collect eight hundred and
fifty dollars due me from the U. States Govern-
ment for services rendered as Deft. Marshal
for the state of Ky. under A. J. Gross,
Second I appoint J. B. McLin, L. D. Fulkerson
and J. W. Barnes executors of my estate, This the
11th of November 1890 James P. Giles
attest.

W. E. Beatty
J. E. Campbell
C. F. Bales,
Virginia:

at a county court begun and held for Lee Co. at the
court house thereof on Tuesday Jan'y 6th, 1891, The last
will and Testament of James P. Giles was this day
produced in court and proved by the oath of C. F. Bales
one of the subscribing witnesses thereto who also proved the
execution of said will by the testator in his presence
and in the presence of W. E. Beatty and J. E. Campbell

the other subscribing witnesses thereto and that
they signed said will at the request of the Testator and
in his presence and in the presence of each other they all
four being present together at the time of signing the same
said will is thereupon ordered to be recorded.

A. copy

Teste John M. Gibson Clerk,

A copy

Teste: J. V. F. Richmond Clerk

James P. Gales

To {Will

c 30

This Indenture made and entered
into this 16th day of August 1890 by
and between John G Farley and wife
Jane Farley of the County of Harlan
and State of Kentucky of the first part
and James P Giles of Lee County State
of Virginia of the other part.

Witnesseth that for and in
consideration of Twelve hundred
(\$1200.00) Dollars to them in hand
paid by the party of the second part
the said parties of the first part doth
by these presents grant, bargain, sell,
deliver and convey unto the said
James P Giles a certain piece, parcel
or tract of land - lying and being in
Lee County State of Virginia and
near Rose Hill lying on both sides
of the State road and adjoining the
lands of J D and Matilda Woodruff -
R M Bales - J D Morgan and others -
Said tract descended from Nathan
Morgan's estate to the said J D and
Matilda Woodruff and was conveyed

to said John W Woodward by deed
from the said J D and Matilda
Woodward to said John W Woodward
and is bounded as follows - viz -

Beginning at a stake in the South
line of the said John D and Matilda
Woodward tract - Thence $S 20^{\circ} W$ 72 poles
to a stake at a fence - Thence $S 65^{\circ} W$ 4
poles to a stake - Thence $S 21^{\circ} 16' W$ 64
poles with fence to a stake on main
Road - Thence $S 40^{\circ} E$ 7 poles with said
Road to a stake - Thence $S 20^{\circ} W$ 8 poles
to a stake in a field - Thence $S 6^{\circ} 3/4' W$
264 poles to a stake on North line - Thence
 $S 55^{\circ} E$ 20 poles with said North line
to the North East corner - Thence $S 6^{\circ} 3/4' E$
269 poles to a stake on South side of main
Road - Thence $S 20^{\circ} E$ 142 poles to a stake
on W J Morgan line - Thence $S 48^{\circ} W$ 20
poles to the beginning -

To have and to hold said tract or
parcel of land with all its appurte-
nances unto the said James D Liles
and his heirs forever. And the said

John G Farley doth covenant that he
will warrant and defend the title
to the same premises against the
claim or claims of all persons claiming
by, through or under him -

In Testimony whereof we have set
our hands and seal the day and date
above written -

It is understood by and between the
said grantor and grantee that the
grantor herein had heretofore deeded a
Right of way for the L and A Rail Road
through the above mentioned tract of land

John G Farley
her
Jane x Farley
mark

State of Kentucky
County of Harlan



See

A B Cornett

Clerk of the County Court in and for
the County and State aforesaid do
Certify that the foregoing deed
from John G Farley and Jane Farley
his wife to James P Giles was our

This day produced to me in said
County and was signed and acknowl-
edged by the said John G Farley to
be his act and deed and consented that
same be recorded - and the said Jane
Farley having had the said deed read
and explained to her separate and
apart from her said husband she
then acknowledged the same to be her
free act and deed and consented
that same be recorded - all of which
is hereby certified to the proper office
for record -

Given under my hand this the
16th day of August 1890

A B Cornett Clerk

By H C Rice DC

Virginia Lee county to wit:-

On the office of the clerk of the said county the 2nd day of
september 1890 this deed was presented and together with
the certificate thereto attached admitted to record.

Teste John R. Gibson Clerk

John G Farley & wife

Deed

James P Gibbs

and Rose Hill

Recorded in Deed Book

25th Page 457

For on seal value 1.50

Fees

1.20

1.20

1.20



1.20
1.20
2.40

Sept 2nd 1890

Japlin Mo June 28 1887

Friend James herewith
find Power of attorny and
Duplicate Contracts which
your Mother ^{will} execute as soon
as she qualifies as Guardian
and Curator She will please
sign as indicated in Pence
the Power of attorny and each
of the Contracts one of
which she will retain and
the other together with the
power of attorny she will
send to me

when she goes to execute them
she will please see that
they are date on the day
of execution both at the
top and bottom where the
blank is left for dating

I have heard to day that
the Grand Lodge has advised
~~the~~ Lodge at Galena to
turn over the ~~Draft~~ to the
Court to be disposed of under
the direction of the Court

I think it can be collected for
your Mother if the right steps are
taken as she is certainly entitled to

it and if she wants it or
a portion of it placed in trust
for the child here she can
do as she wishes with it after
she get it

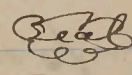
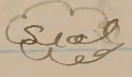
We will keep you ad
vised of progress

Hope you and your
family got home safe
Give regards to old friend
for me and oblige

Yours Respectfully
F. A. Creech

Know all men by these presents, That we S. E. Thompson & John D. Morgan are held and firmly bound unto the Commonwealth of Virginia in the sum of Twelve hundred dollars to the payment whereof well and truly to be made to the said Commonwealth of Virginia. we bind ourselves and each of us, our and each of our heirs, executors, administrators. Jointly and severally firmly by these presents, And we hereby waive the benefit of our homestead exemption as to this obligation, and any claim or right to discharge any liability to the Commonwealth, arising under this bond or by virtue of said office, post or trust with coupons detached from the bonds of this state sealed with our seals, and dated this 27th. day of April one thousand eight hundred and ninety six,

The condition of the above obligation is such, That whereas S. E. Thompson has been by the county Court Guardian for R. F. Giles, Henry Giles, Jesse Giles, Garrett Giles & Maggie Giles minor heirs at law of James Giles deceased. Now if the said S. E. Thompson shall faithfully discharge his duties as said Guardian according to law, then this obligation to be void, or otherwise remain in full force and virtue

S. E. Thompson 
John. D. Morgan 

In the county court of the County of Lee. The
27th. day of April 1896,

This bond was executed and acknowledged in open
court, by the obligors, and ordered to be recorded
John D. Morgan the surety therein having first
justified on oath that his estate, after the payment
of all his just debts, and those for which he is
bound as security for others and expect to have to pay
is worth the sum of Twelve hundred dollars
over and above all exemptions allowed by law

Teste: S. V. F. Richmond Clerk,

A Copy - Teste: S. V. F. Richmond Clerk

Virginia;

At a county court continued and held for Lee
County at the courthouse thereof on the Monday
April 27th. 1896. Present same Honorable Judge as on
Saturday,

The court doth appoint S. E. Thompson Guardian
for R. F. Giles, Henry Giles, Jesse Giles, Garrett Giles &
Maggie Giles minors heirs at law of James Giles
deceased, thereupon the said S. E. Thompson
together with John D. Morgan his security entered
into and acknowledged a bond in the ~~sum of~~
sum of Twelve hundred dollars conditioned
according to law, thereupon the said Thompson
took the oath prescribed by law —

A Copy - Teste: S. V. F. Richmond Clerk

S. E. Thompson Thore
Copy of Boudana
Order of appointment

C 50

In the Clerk's Office of the Circuit Court of the County of
Lee

S. E. Thompson Guardoe Plaintiff
against

In Chancery

R. L. Giles et als Defendant

This day M. G. Ely personally appeared
before me A. B. Munsey Clerk of the said Court,
and being duly sworn, made oath that John Giles

defendant in the said suit is not a resident of the State of Virginia,

Given under my hand has Clerk of the said Court, this 20th day of May

1896

A. B. Munsey Clerk

S C Thompson Guard

vs.

}

AFFIDAVIT FOR ORDER
OF
PUBLICATION.

H. F. Giles et al

M G Ely p. q.

In the Clerk's Office of the Circuit Court of the County of
Lee on the 20th day of May 1896.

S. E. Thompson

S. E. Thompson Guard

Plaintiff

against

In Chancery

H. F. Giles et al

Defendant.

The object of this suit is to sell the real estate in the bill de-
scribed,

And an affidavit having been made and filed that the defendant John Giles

a not resident of the State of Virginia, it is ordered that he do appear here, within fifteen days
after due publication hereof, and do what may be necessary to protect his ~~their~~ interest in this suit. And it is
further ordered that a copy hereof be published once a week for four weeks in the Lee County
Republican, and that a copy be posted at the front door of the court-house of this County
on the first day of the next term of the County Court.

A copy—Teste:

M. S. Ely

p. q.

A. B. Munsey

Clerk.

S. E. Thompson Guard

VS.

{ ORDER
OF
PUBLICATION.

R. F. Giles et als

I, A. B. Munsey Clerk
of the Circuit Court
for Lee County do
hereby Certify that I
posted a copy of the
within Order of Pub-
lication at the front
door of the Courthouse
of Lee County Va
at the June term of
the County Court of Lee
County Va

Given under my hand
this the 7th day of Nov
1896 A. B. Munsey Clerk

The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

We Command you, That you summon *H. F. Giles, Henry Giles, Garrett Giles, Jesse Giles, Maggie Giles and John Giles*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held for the said Court on the *1st* Monday in *August*, 189*6*, to answer a

bill in Chancery, exhibited against *them* in our said court by *S. E. Thompson* Guardian for *H. F. Giles, Henry Giles, Jesse Giles, Garrett Giles, Maggie Giles and John Giles*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the courthouse, the *17th* day of *June*, 189*6*, and in the *12^oth* year of the Commonwealth.

A B Munsey Clerk.

vs. { SUPREMA.
IN CHANCERY.

..... p. q.

To.....Rules.

CIRCUIT COURT.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

We Command you, That you summon *H. F. Giles, Henry Giles*
Garrett, Henry Giles, Maggie Giles and John
Giles,

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held
for the said Court on the *1st* Monday in *August*, 189*6*, to answer a

bill in Chancery, exhibited against *them* in our said court by
S. E. Thompson Guardian for H. F. Giles, Henry
Giles, Jesse Giles, Garrett Giles Maggie Giles
and John Giles.

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-
house, the *17th* day of *June*, 189*6*, and in the
12 *0th* year of the Commonwealth.

A. B. Munsey Clerk.

vs. { SUPREMA.
IN CHANCERY.

..... *p. q.*

To..... Rules.

CIRCUIT COURT.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

We Command you, That you summon *H. F. Giles, Henry Giles, Garrett Giles, Henry Giles Maggie Giles and John Giles*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held for the said Court on the *1st* Monday in *August*, 189*6*, to answer a

bill in Chancery exhibited against *them* in our said court by *S. E. Thompson Guardian for H. F. Giles Henry Giles Jesse Giles, Garrett Giles, Maggie Giles and John Giles*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the *17th* day of *June*, 189*6*, and in the *120th* year of the Commonwealth.

A B Munsey Clerk.

vs. { SUPENA.
IN CHANCERY.

..... p. q.

.....

To *Rules.*

CIRCUIT COURT.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

We Command you, That you summon *H. F. Giles, Henry Giles,
Garrett Giles, Jesse Giles, Maggie Giles and
John Giles*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held
for the said Court on the *1st* Monday in *August*, 189*6*, to answer a

bill in Chancery, exhibited against *them* in our said court by
*S. C. Thompson Guardian for H. F. Giles
Henry Giles, Jesse Giles, Garrett Giles
Maggie Giles and John Giles*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-
house, the *17th* day of *June*, 189*6*, and in the
12 *0th* year of the Commonwealth.

A. B. Munsey Clerk.

vs. { SUPŒNA.
IN CHANCERY.

..... *p. q.*

.....

To *Rules.*

CIRCUIT COURT.

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A. B. Munsey Clerk.

vs. { SUPCENA.
IN CHANCERY.

..... p. q.

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To.....*Rules.*

CIRCUIT COURT.

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for the said Court on the *1st* Monday in *August*, 189*6*, to answer a

bill in Chancery, exhibited against *them* in our said court by
S. E. Thompson, Guardian for H. F. Giles, Henry
Giles, Jesse Giles, Garrett Giles, Maggie Giles
and John Giles

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-
house, the *17th* day of *June*, 189*6*, and in the
120th year of the Commonwealth.

A. B. Munsey Clerk.

S. E. Thompson Guard

SUPPENA.

vs.

IN CHANCERY

H. F. Giles et als

M. S. Ely p. q.

To 1st Aug Rules. //

CIRCUIT COURT.

exhibitor in last Bg
Summons S. E. Thompson
this July the 11. 96.
N. S. Jennings S. S.
for the plaintiff
S. J. C.

I, W. H. Eads, Editor of the Lee County
 Republican, a weekly newspaper
 published at Jansonville, Lee County,
 Virginia, do hereby Certify that
 the annexed notice was published
 in said paper once a week for
 four successive weeks, Commencing
 on the 23rd day of May 1896,
 W. H. Eads,
 Editor

File 98-00
 7132

VIRGINIA—Is the Clerk's Office of
 the Circuit Court of the county of Lee
 on the 20th day of May 1896.
 S. E. Thompson Guard. &c Plaintiff.
 against
 A. F. Giles & als Defendants.
 IN CHANCERY.
 The object of this suit is to sell the
 real estate in the bill described. And
 an affidavit having been made and filed
 that the defendant John Giles is not a
 resident of the State of Virginia, it is
 ordered that he do appear here, within
 fifteen days after the publication hereof
 and do what may be necessary to pro-
 tect his interest in this suit. And it is
 further ordered that a copy hereof be
 published once a week for four weeks
 in the Lee County Republican and that
 a copy be posted at the front door of
 the court house of this county on the
 first day of the next term of the county
 court. A copy—Teste:
 A. B. Munsey, Clerk.
 M. G. Ely p. q. 26—59 5 22 96.

S E Thompson

vs

A. H. Giles

01

July 6

March 1897

Pleffs Costs

Clerk 8.98⁰⁰

Tax 1.50⁰⁰

Shff 1.00

attly 15.00⁰⁰

G. A. Q 5.00

Estimate 5.00

< \$36.98

copy 19.00

55.98

J. D. 2.25⁰⁰

witness 1.50

\$59.73

Printer 5.00⁰⁰

64.73

Taxes 5.55⁰⁰

Total \$70.28

Edg

S. E. Thompson Guardian

vs Bill in Chancery

H. F. Giles et al

1896 1st Aug rules Spa
not Cred. T. O. P.

" 2nd Aug rules Contd
for O. P.

" 1st Sept rules D. P. Complete
+ Cause set for hearing